

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled PORTABLE DATA TERMINAL AND CRADLE, the specification of which

- ☐ is attached hereto.  
☒ was filed on August 5, 1997 as Application Serial No. 08/906,722  
 and was amended on \_\_\_\_\_  
☐ was described and claimed in PCT International Application No. \_\_\_\_\_  
 filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Daniel R. McGlynn, Reg. No. 26,570 and G. Roger Lee, Reg. No. 28,963

Address all telephone calls to G. Roger Lee at telephone number 617/542-5070.

Address all correspondence to G. Roger Lee, Esq., Fish & Richardson P.C., 225 Franklin Street, Boston, MA 02110-2804.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Full Name of Inventor: Allan Herrod

Inventor's Signature: Allan Herrod Date: 12/19/97

Residence Address: 20 Hickory Lane, Farmingville, NY 11738

Citizen of: USA

Post Office Address: same as above

COMBINED DECLARATION AND POWER OF ATTORNEY CONTINUED

Full Name of Inventor: John Klein

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence Address: 220 La Via Azul Ct., Morgan Hill, CA 95037

Citizen of: \_\_\_\_\_

Post Office Address: same as above

Full Name of Inventor: Sarosh Vesuna

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence Address: 300 Avalon Drive, Los Altos, CA 94022

Citizen of: \_\_\_\_\_

Post Office Address: same as above

Full Name of Inventor: Simon Bard

Inventor's Signature: S Bard Date: 2/19/98

Residence Address: 3 Gnarled Oak Drive, Setauket, NY 11733

Citizen of: \_\_\_\_\_

Post Office Address: same as above

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Full Name of Inventor: Alan Herrod

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence Address: 20 Hickory Lane, Farmingville, NY 11738

Citizen of: \_\_\_\_\_

Post Office Address: same as above

COMBINED DECLARATION AND POWER OF ATTORNEY CONTINUED

Full Name of Inventor: John Klein

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence Address: 220 La Via Azul Ct., Morgan Hill, CA 95037

Citizen of: \_\_\_\_\_

Post Office Address: same as above

Full Name of Inventor: Sarosh Vesuna

Inventor's Signature: *S. Vesuna* Date: 12/29/97

Residence Address: 300 Avalon Drive, Los Altos, CA 94022

Citizen of: INDIA

Post Office Address: same as above

Full Name of Inventor: Simon Bard

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence Address: 3 Gnarled Oak Drive, Setauket, NY 11733

Citizen of: \_\_\_\_\_

Post Office Address: same as above

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Full Name of Inventor: Alan Herrod

Inventor's Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Residence Address: 20 Hickory Lane, Farmingville, NY 11738

Citizen of: \_\_\_\_\_

Post Office Address: same as above

COMBINED DECLARATION AND POWER OF ATTORNEY CONTINUED

Full Name of Inventor: John Klein

Inventor's Signature: [Signature]

Date: 12/18/97

Residence Address: 220 La Via Azul Ct., Morgan Hill, CA 95037

Citizen of: United States

Post Office Address: same as above

Full Name of Inventor: Sarosh Vesuna

Inventor's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence Address: 300 Avalon Drive, Los Altos, CA 94022

Citizen of: \_\_\_\_\_

Post Office Address: same as above

Full Name of Inventor: Simon Bard

Inventor's Signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence Address: 3 Gnarled Oak Drive, Setauket, NY 11733

Citizen of: \_\_\_\_\_

Post Office Address: same as above

## ASSIGNMENT

For valuable consideration, we, Alan Herrod, of Farmingville, New York; John Klein of Morgan Hill, California; Sarosh Vesuna of Los Altos, California; and Simon Bard of Setauket, New York hereby assign to Symbol Technologies, Inc., a Delaware corporation having a place of business at One Symbol Plaza, Holtsville, New York 11742-1300, and its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title and interest throughout the world in the inventions and improvements which are subject of an application for United States Patent signed by us, entitled PORTABLE DATA TERMINAL AND CRADLE, filed August 5, 1997, and assigned U.S. Serial Number 08/906,722; this assignment including said application, any and all United States and foreign patents, utility models, and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and we authorize the Assignee to apply in all countries in our name or in its own name for patents, utility models, and design registrations and like rights of exclusion and for inventors' certificates for said inventions and improvements; and we agree for ourselves and our respective heirs, legal representatives and assigns, without further compensation to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

IN WITNESS WHEREOF, I hereto set my hand and seal at Holtsville,  
this 19<sup>th</sup> day of December, 1997

Alan Herrod L.S.  
Alan

STATE OF New York:

COUNTY OF Suffolk: :ss.

Before me this 19<sup>th</sup> day of December, 1997, personally appeared

Alan Herrod known to me to be the person whose name is subscribed to the foregoing Assignment, and acknowledged that he/she executed the same as his/her free act and deed for the purposes therein contained.

Patricia A. Kall  
Notary Public

My Commission Expires:

**PATRICIA A. KALL**  
Notary Public, State of New York  
No. 4768645  
Qualified in Suffolk County  
Term Expires October 31, 1998

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 1997

\_\_\_\_\_  
**John Klein** L.S.

STATE OF \_\_\_\_\_:  
:ss.  
COUNTY OF \_\_\_\_\_:

Before me this \_\_\_\_\_ day of \_\_\_\_\_, 1997, personally appeared

\_\_\_\_\_ known to me to be the person whose name is subscribed to the  
foregoing Assignment, and acknowledged that he/she executed the same as his/her free act and deed for the  
purposes therein contained.

\_\_\_\_\_  
Notary Public

My Commission Expires:

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 1997

\_\_\_\_\_  
**Sarosh Vesuna** L.S.

STATE OF \_\_\_\_\_:  
:ss.  
COUNTY OF \_\_\_\_\_:

Before me this \_\_\_\_\_ day of \_\_\_\_\_, 1997, personally appeared

\_\_\_\_\_ known to me to be the person whose name is subscribed to the  
foregoing Assignment, and acknowledged that he/she executed the same as his/her free act and deed for the  
purposes therein contained.

\_\_\_\_\_  
Notary Public

My Commission Expires:

[Notary's Seal Here]



IN WITNESS WHEREOF, I do set my hand and seal at Holtsville,  
this 19 day of Feb., 1998

Simon Bard L.S.

STATE OF New York :  
COUNTY OF Suffolk : ss.

Before me this 19 day of Feb, 1998, personally appeared

Simon Bard known to me to be the person whose name is subscribed to the foregoing Assignment, and acknowledged that he/she executed the same as his/her free act and deed for the purposes therein contained.

D. R. Hughes  
Notary Public

My Commission Expires:

[Notary's Seal Here]

Notary Public for the State of New York

## ASSIGNMENT

For valuable consideration, we, Alan Herrod, of Farmingville, New York; John Klein of Morgan Hill, California; Sarosh Vesuna of Los Altos, California; and Simon Bard of Setauket, New York hereby assign to Symbol Technologies, Inc., a Delaware corporation having a place of business at One Symbol Plaza, Holtsville, New York 11742-1300, and its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title and interest throughout the world in the inventions and improvements which are subject of an application for United States Patent signed by us, entitled PORTABLE DATA TERMINAL AND CRADLE, filed August 5, 1997, and assigned U.S. Serial Number 08/906,722; this assignment including said application, any and all United States and foreign patents, utility models, and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and we authorize the Assignee to apply in all countries in our name or in its own name for patents, utility models, and design registrations and like rights of exclusion and for inventors' certificates for said inventions and improvements; and we agree for ourselves and our respective heirs, legal representatives and assigns, without further compensation to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

IN WITNESS WHEREOF, I hereto set my hand and seal at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 1997

\_\_\_\_\_  
**Alan Herrod**

L.S.

STATE OF \_\_\_\_\_:

:ss.

COUNTY OF \_\_\_\_\_:

Before me this \_\_\_\_\_ day of \_\_\_\_\_, 1997, personally appeared

\_\_\_\_\_ known to me to be the person whose name is subscribed to the foregoing Assignment, and acknowledged that he/she executed the same as his/her free act and deed for the purposes therein contained.

\_\_\_\_\_  
Notary Public

My Commission Expires:

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 1997

\_\_\_\_\_  
**John Klein**

L.S.

STATE OF \_\_\_\_\_:

:ss.

COUNTY OF \_\_\_\_\_:

Before me this \_\_\_\_\_ day of \_\_\_\_\_, 1997, personally appeared

\_\_\_\_\_ known to me to be the person whose name is subscribed to the  
foregoing Assignment, and acknowledged that he/she executed the same as his/her free act and deed for the  
purposes therein contained.

\_\_\_\_\_  
Notary Public

My Commission Expires:

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at Los Altos, CA.  
this 29<sup>th</sup> day of Dec., 1997

Sarosh Vesuna  
**Sarosh Vesuna**

L.S.

STATE OF CALIFORNIA:

:ss.

COUNTY OF SANTA CLARA:

Before me this 29<sup>th</sup> day of December, 1997, personally appeared

SAROSH VESUNA. known to me to be the person whose name is subscribed to the  
foregoing Assignment, and acknowledged that he/she executed the same as his/her free act and deed for the  
purposes therein contained.



James J. Tortolano  
**James J. Tortolano** Notary Public

Comm. #1095502  
NOTARY PUBLIC CALIFORNIA  
SANTA CLARA COUNTY  
Comm. Exp. Aug. 28 2000

My Commission Expires: 4-28-2000

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereby set my hand and seal at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 1997

\_\_\_\_\_  
**Simon Bard**

L.S.

STATE OF \_\_\_\_\_:

:ss.

COUNTY OF \_\_\_\_\_:

Before me this \_\_\_\_\_ day of \_\_\_\_\_, 1997, personally appeared

\_\_\_\_\_ known to me to be the person whose name is subscribed to the  
foregoing Assignment, and acknowledged that he/she executed the same as his/her free act and deed for the  
purposes therein contained.

\_\_\_\_\_  
Notary Public

My Commission Expires:

[Notary's Seal Here]

Notary Public

# ASSIGNMENT

For valuable consideration, we, Alan Herrod, of Farmingville, New York; John Klein of Morgan Hill, California; Sarosh Vesuna of Los Altos, California; and Simon Bard of Setauket, New York hereby assign to Symbol Technologies, Inc., a Delaware corporation having a place of business at One Symbol Plaza, Holtsville, New York 11742-1300, and its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title and interest throughout the world in the inventions and improvements which are subject of an application for United States Patent signed by us, entitled PORTABLE DATA TERMINAL AND CRADLE, filed August 5, 1997, and assigned U.S. Serial Number 08/906,722; this assignment including said application, any and all United States and foreign patents, utility models, and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and we authorize the Assignee to apply in all countries in our name or in its own name for patents, utility models, and design registrations and like rights of exclusion and for inventors' certificates for said inventions and improvements; and we agree for ourselves and our respective heirs, legal representatives and assigns, without further compensation to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

IN WITNESS WHEREOF, I hereto set my hand and seal at \_\_\_\_\_,

this \_\_\_\_\_ day of \_\_\_\_\_, 1997

\_\_\_\_\_  
**Alan Herrod**

L.S.

STATE OF \_\_\_\_\_:

:ss.

COUNTY OF \_\_\_\_\_:

Before me this \_\_\_\_\_ day of \_\_\_\_\_, 1997, personally appeared

\_\_\_\_\_ known to me to be the person whose name is subscribed to the foregoing Assignment, and acknowledged that he/she executed the same as his/her free act and deed for the purposes therein contained.

\_\_\_\_\_  
Notary Public

My Commission Expires:

[Notary's Seal Here]

IN WITNESS WHEREOF, I hereto set my hand and seal at SAN JOSE, CA,  
this 18 day of December, 1997

[Signature] L.S.  
John Klein

STATE OF CALIFORNIA :

:ss.

COUNTY OF SANTA CLARA :

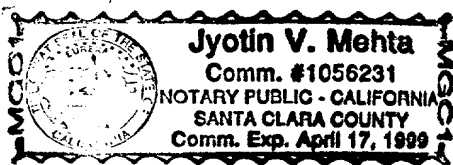
Before me this 18<sup>th</sup> day of DECEMBER, 1997, personally appeared

JOHN KLEIN known to me to be the person whose name is subscribed to the  
foregoing Assignment, and acknowledged that he/she executed the same as his/her free act and deed for the  
purposes therein contained.

[Signature]  
Notary Public

My Commission Expires:

[Notary's Seal Here]



IN WITNESS WHEREOF, I hereto set my hand and seal at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 1997

\_\_\_\_\_  
Sarosh Vesuna

L.S.

STATE OF \_\_\_\_\_ :

:ss.

COUNTY OF \_\_\_\_\_ :

Before me this \_\_\_\_\_ day of \_\_\_\_\_, 1997, personally appeared

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\_\_\_\_\_  
Notary Public

My Commission Expires:

[Notary's Seal Here]

IN WITNESS WHEREOF, I have hereunto set my hand and seal at \_\_\_\_\_,  
this \_\_\_\_\_ day of \_\_\_\_\_, 1997

\_\_\_\_\_  
**Simon Bard**

L.S.

STATE OF \_\_\_\_\_:

:ss.

COUNTY OF \_\_\_\_\_:

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\_\_\_\_\_  
Notary Public

My Commission Expires:

[Notary's Seal Here]

Notary Seal